Docket No.: 42390P11931

30

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re the Application of:

MICHAEL A. KOZUCH, ET AL.

Application No.: 10/043,843

Filed: November 1, 2001

For: Method And Apparatus For Mechanism For

Loading A Trustable Operating System In A Potentially Uncooperative Multiprocessing

Environment

Art Group: 2132

Examiner: Gilberto Barron

RECEIVED

OCT 0 8 2004

Technology Center 2100

INFORMATION DISCLOSURE STATEMENT UNDER 37 C.F.R. §1.97

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

In accordance with the duty of disclosure, enclosed is a copy of IDS Citation Form PTO/SB/08 or PTO-1449, together with copies of the documents cited on that form, except for copies not required to be submitted (e.g., copies of U.S. patents and U.S. published patent applications need not be enclosed for applications filed after June 30, 2003). This IDS and IDS Citation Form are being submitted before the mailing of a first Office Action. It is respectfully requested that the cited references be considered and that the enclosed copy of PTO/SB/08 be initialed by the Examiner to indicate such consideration and a copy thereof returned to applicant(s).

It is hereby stated that no item of information contained in the Information Disclosure Statement was cited in a patent office in a counterpart application, and, to the knowledge of the undersigned, after making reasonable inquiry, no item of information contained in the Information Disclosure Statement was known to any individual associated with the filing or prosecution of the subject application more than three months prior to the filing of the Information Disclosure Statement.

The references were cited in a Search Report dated July 15, 2004 (copy enclosed herewith) in a counterpart PCT application.

The submission of this Information Disclosure Statement is not to be construed as a representation that a search has been made in the subject application and is not to be construed as an admission that the information cited in this statement is material to patentability.

Please charge any fees due to Deposit Account 02-2666. A duplicate copy of the Fee Transmittal (PTO/SB/17) is enclosed for this purpose.

OCT 0 8 2014

Technology Center 2100

Respectfully submitted,

Date: 09-29-04

BLAKELY, SOKOLOFF, TAYLOR & ZAFMAN LLP

oseph Lutz, Reg. No. 43,765

12400 Wilshire Boulevard, 7th Floor Los Angeles, CA 90025

Telephone: (310) 207-3800

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Marilyn Bass

Date

OCT 0 4 2004

Substitute for form 1449A/PTO

INFORMATION DISCLOSURE STATEMENT BY APPLICANT

(use as many sheets as necessary)

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		Complete if Known					
	Application Number	10/043,843					
	Filing Date	November 1, 2001					
	First Named Inventor	Michael A. Kozuch	<u> </u>				
	Art Unit	2132					
_	Examiner Name	Gilberto Barron					
	Attorney Docket Number	42390P11931					

U.S. PATENT DOCUMENTS								
Examiner Initials*	Cite No.1	Document Number Number - Kind Code ² (if known)	Publication Date or Issue Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear			
		US-5,944,821	08-31-1999	Angelo				
		US-4,621,318	11-04-1986	Maeda	RECEIVED			
		US-			TILOLIVLD			
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Examiner	Cite No.1	Foreign Patent Document			Pages, Columns, Lines, Where Relevant Passages	76
Initials*		Country Code ³ - Number ⁴ - Kind Code ⁵ (<i>if known</i>)	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Where Relevant Passages or Relevant Figures Appear	
		EP 1 209 563 A2	05-29-2002	Microsoft Corporation		X
	EP 0 602 867 A1		06-22-1994	NCR International		X
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Examiner	Date	
Signature	Considered	
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*Examiner: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication.

¹Applicant's unique citation designation number (optional). ²See Kinds Codes of USPTO Patent Documents at www.uspto.gov or MPEP 901.04. ³Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). ⁴For Japanese patent documents, the indication of the year of reign of the Emperor must precede the serial number of the patent document. ⁵Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. ⁶Applicant is to place a check mark here if English language Translation is attached.

Based on PTO/SB/08A (08-03) as modified by Blakely, Solokoff, Taylor & Zafman (wlr) 08/11/2003.

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Substitute for form 1449A/PTO

INFORMATION DISCLOSURE STATEMENT BY APPLICANT

(use as many sheets as necessary)

of 2 2 Sheet

Complete if Known Application Number 10/043,843					
First Named Inventor	Michael A. Kozuch				
Art Unit	2132				
Examiner Name	Gilberto Barron				
Attorney Docket Number	42390P11931				

	NON PATENT LITERATURE DOCUMENTS						
Examiner Initials*	Cite No.1	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T²				
		Partial International Search Report for co-pending PCT Appl. No. PCT/US 02/34487, mailed 07/15/2004					
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Examiner	Date	
Signature	Considered	

Based on PTO/SB/08B (08-03) as modified by Blakely, Solokoff, Taylor & Zafman (wir) 08/11/2003. Send To: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450

^{*}Examiner: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication.

¹Applicant's unique citation designation number. ²Applicant is to place a check mark here if English language Translation is attached.

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TRANSMITTAL FORM (to be used for all correspondence after initial filing)			Application No.	10/043,843			
			Filing Date	November 1, 2001 RECEIVED			
			First Named Inventor	Michael A. Kozuch			
			Art Unit	2132 OCT 0 8 2014			
			Examiner Name	Gilberto Barron 1echnology Center 2100			
Total Number of I	Pages in This Submission	on 7	Attorney Docket Number	42390P11931			
ENCLOSURES (check all that apply)							
Fee Transmittal	Form	Drawing(s)	After Allowance Communication to Group			
Fee Attac	hed	Licensing-r	elated Papers	Appeal Communication to Board of Appeals and Interferences			
Amendment / Re	esponse	Petition		Appeal Communication to Group (Appeal Notice, Brief, Reply Brief)			
After Fina Affidavits	l declaration(s)	Petition to O Provisional	Convert a Application	Proprietary Information			
Extension of Time Request			ttorney, Revocation Correspondence Address	Status Letter			
Express Abando	nment Request	Terminal D	Disclaimer	Other Enclosure(s) (please identify below):			
Information Disclosure Statement Request for			Refund .	Return Receipt Postcard			
PTO/SB/08			er of CD(s)				
Certified Copy o Document(s)	f Priority						
Response to Mis	ssing Parts/						
<u> </u>	Filing Fee	Remarks					
	aration/POA	2 US Paten Document	t Docs, 2 Foreign Pa	atent Docs and 1 Other			
Response Parts und 1.52 or 1.5	e to Missing er 37 CFR 53	Document					
	SIGNATURI	E OF APPLICA	NT, ATTORNEY, OR AG	ENT			
Firm or	Joseph Lutz, R	eg. No. 43,76	75				
Individual name	BLAKELY, S	TAYLOR & ZAFN	MAN LLP				
Signature	Signature						
Date	Date Beatember 29, 2007						
CERTIFICATE OF MAILING/TRANSMISSION							

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Date

Based on PTO/SB/21 (04-04) as modified by Blakely, Solokoff, Taylor & Zafman (wir) 06/04/2004. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria VA 223 3-1450

Typed or printed name

Signature

OCT 0 4 2004

FEE TRANSMITTAL for FY 2004

(\$)

Effective 01/01/2004. Patent fees are subject to annual revision.

Applicant claims small entity status. See 37 CFR 1.27.

TOTAL AMOUNT OF PAYMENT

Complete if Known

Application Number 10/043,843

Filing Date November 1, 2001

First Named Inventor Michael A. Kozuch

Examiner Name Gilberto Barron ECEIVED

Art Unit 2132

Attorney Docket No. 42390P11931 OCT 0 8 2004

METHOD OF PAYMENT (check all that apply)			FEE CALCULATION (COMERNE Center 2100				
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☐ Check ☐ Credit card ☐ Money ☐ Other ☑ Deposit Account	None	Large	Entity	Sma	II Entity	y	
Deposit Account		Fee	Fee	Fee	Fee	_	
Deposit Account 02 2666	7	Code	(\$)	Code	(\$)	FeeDescription	FeePaid
Account Number 02-2666		1051	130	2051	65	Surcharge - late filing fee or oath	
Deposit	- 1	1052	50	2052	25	Surcharge - late provisional filing fee or cover sheet.	
Account Name Blakely, Sokoloff, Taylor & Zafman L.	LP	2053	130	2053	130	Non-English specification	
The Commissioner is authorized to: (check all that apply)		1812	2,520	1812	2,520	For filing a request for ex parte reexamination	
Charge fee(s) indicated below Credit any overpayments		1804	920 *	1804	920	* Requesting publication of SIR prior to Examiner action	
Charge any additional foo(s) or undergoverent of fees as required under 3							
§§ 1.16, 1.17, 1.18 and 1.20.		1805	1,840 *	1806	1,840	* Requesting publication of SIR after Examiner action	
Charge fee(s) indicated below, except for the filling fee to the above-identified deposit account		1251	110	2251	55	Extension for reply within first month	
FEE CALCULATION		1252	420	2252	210	Extension for reply within second month	
1. BASIC FILING FEE		1253	950	2253	475	Extension for reply within third month	
Large Entity Small Entity		1254	1,480	2254	740	Extension for reply within fourth month	
Fee Fee Fee Fee Fee Description F	eePaid	1255	2,010	2255	1,005	Extension for reply within fifth month	
_		1404	330	2401	165	Notice of Appeal	
1001 770 2001 385 Utility filing fee		1402	330	2402	165	Filing a brief in support of an appeal	
1002 340 2002 170 Design filing fee		1403	290	2403	145	Request for oral hearing	
1003 530 2003 265 Plant filing fee		1451	1,510	2451	1,510	Petition to institute a public use proceeding	
1005 160 2005 80 Provisional filing fee		1452	110	2452	55	Petition to revive - unavoidable	
		1453	1,330	2453	665	Petition to revive - unintentional	
SUBTOTAL (1) (\$)		1501	1,330	2501	665	Utility issue fee (or reissue)	
2. EXTRA CLAIM FEES Extra Fee from		1502	480	2502	240	Design issue fee	
Claims below F	eePaid	1503	640	2503	320	Plant issue fee	
Total Claims 20 = X		1460	130	2460	130	Petitions to the Commissioner	
Independent 3 = X		1807	50	1807	50	Processing fee under 37 CFR 1.17(q)	
Multiple Dependent =		1806	180	1806	180	Submission of Information Disclosure Stmt	
Large Entity Small Entity		8021	40	8021	40	Recording each patent assignment per property (times number of properties)	
Fee Fee Fee Fee <u>Fee Description</u> Code (\$) Code (\$)		1809	770	1809	385	Filing a submission after final rejection (37 CFR § 1.129(a))	
1202 18 2202 9 Claims in excess of 20		1810	770	2810	385	For each additional invention to be	
1201 86 2201 43 Independent claims in excess of 3 1203 290 2203 145 Multiple Dependent claim, if not paid		.0.0				examined (37 CFR § 1.129(b))	
1203 290 2203 145 Multiple Dependent claim, if not paid 1204 86 2204 43 **Reissue independent claims over origin.	al	1801	770	2801	385	Request for Continued Examination (RCE)	
patent		1802	900	1802	900	Request for expedited examination of a design application	
1205 18 2205 9 **Reissue claims in excess of 20 and ov original patent	er	Other fee	(specify)				
SUBTOTAL (2) (\$)							
**or number previously paid, if greater, For Reissues, see below		* Reduced	by Basic F	iling Fee	Paid	SUBTOTAL (3) (\$)	
CHEMITTED BY				2		Complete (if applicab	

Name (Print/Type) Joseph Lutz
Registration No. (Attorney/Agent)

Signature
Date
Date
D9-29-04

Based on PTO/SB/17 (10-03) as modified by Blaken, Solokoff, Taylor & Zaman (w/r) 02/10/2004, SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450